

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 25 1990

Returned to applicant for correction _____

Corrected application filed MAY 01 1990 Map filed MAY 01 1990

The applicant ELW RANCHES, INC.

165 W. Liberty St.

Street and No. or P.O. Box No.

of

Reno

City or Town

NV 89501

State and Zip Code No.

hereby make ^s application for permission to change the

Point of Diversion & Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under _____

Permit 49443

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 6.0 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T.9N., R.27E., M.D.B. & M.,
Describe as being within a 40-acre subdivision of public survey and by course and
or at a point from which the NE Corner of said Sec. 5 bears N 8° 00' 00" E.
distance to a section corner. If on unsurveyed land, it should be stated.
a distance of 2321.80 feet.

6. The existing permitted point of diversion is located within NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16, T.9N., R.27E.,
If point of diversion is not changed, do not answer.
M.D.B. & M., or at a point from which the SE Corner of said Section 16 bears S
18° 30' 00" E a distance of 2120.00'

7. Proposed place of use Portions of SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 33, T.10N., R.27E., NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Sec. 4, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 5, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, T.9N., R.27E., M.D.B. & M.,
362 acres, (162 Supplemental, 200 New)

8. Existing place of use See Attached -- Exhibit "A"
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

10. Use was permitted from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) well, pump and irrigation system
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$40,000

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

By s/Bruce L. Rice
P. O. Box 130
Smith, NV 89430

Compared bc/ bp am/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 49443 is issued subject to the terms and conditions imposed in said Permit 49443 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of this permit completely abrogates permits 49443 and 54694-T.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before August 4, 1991

Proof of completion of work shall be filed before September 4, 1991

Application of water to beneficial use shall be made on or before August 4, 1992

Proof of the application of water to beneficial use shall be filed on or before September 4, 1992

Map in support of proof of beneficial use shall be filed on or before September 4, 1992

Completion of work filed SEP 14 1993

Proof of beneficial use filed JAN 05 1996

Cultural map filed JAN 05 1996

Certificate No. 14527 Issued JAN 22 1997

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 20th day of March

A.D. 19 91
[Signature]
State Engineer

Abrogated By FOYT 56022T 2.60 CFS
Temp. Exp. 4-21-92

Abrogated By FOYT 56021T 2.60 CFS
3.24 56419 2.66
Per 66718 3.34
(0)-1108 (Rev. 6-81)

EXHIBIT "A"
Existing Place of Use

PORTIONS OF:

SE 1/4 SW 1/4	Sec. 33	T. 10 N.	R. 27 E.
SW 1/4 SE 1/4	Sec. 33	T. 10 N.,	R. 27 E.
E 1/2 NW 1/4	Sec. 4	T. 9 N.,	R. 27 E.
W 1/2 NE 1/4,	Sec. 4	T. 9 N.,	R. 27 E.
SW 1/4	Sec. 4	T. 9 N.,	R. 27 E.
SW 1/4 SE 1/4	Sec. 4	T. 9 N.,	R. 27 E.
NE 1/4 NW 1/4	Sec. 9	T. 9 N.,	R. 27 E.
W 1/2 NE 1/4	Sec. 9	T. 9 N.,	R. 27 E.
W 1/2 SE 1/4	Sec. 9	T. 9 N.,	R. 27 E.
SE 1/4 SE 1/4,	Sec. 9	T. 9 N.,	R. 27 E.
NE 1/4	Sec. 16	T. 9 N.,	R. 27 E.
E 1/2 SE 1/4	Sec. 16	T. 9 N.,	R. 27 E.
NW 1/4 SE 1/4	Sec. 16	T. 9 N.,	R. 27 E.
NE 1/4	Sec. 21	T. 9 N.,	R. 27 E.

362 Acres (200 acres new, 162 acres supplemental)

